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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	ALEX MICHALOW et al.	Examiner:	Hwang, Victor Kenny
Serial No.:	09/679,833	Group Art Unit:	3764
Filed:	October 5, 2000		
For:	SPORTS SPECIFIC TRAINING METHOD AND APPARATUS	Docket No.	52458-224532

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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ALEXANDRIA, VA 22313-1450.

Karen Hull
Karen Hull

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This communication is responsive to the Restriction Requirement mailed October 3, 2003, in which all pending claims 1-29 were subject to restriction. In particular, the position was taken that the application includes claims directed to two inventions. The Examiner stated that Group I, claims 1-14 are drawn to the method of training for an athlete, while Group II, claims 15-29, are drawn to a training apparatus.

By this response, Applicants elect Group II, claims 15-29, for further prosecution in this application. This election is made with traverse.

In the present paper, the Examiner maintained that the claimed process can be practiced by another apparatus, or that the apparatus can be used to practice another process. Applicants submit that this assertion by the Examiner, alone, is not sufficient to require the Applicants to bear the burden of prosecuting two patent applications for the claimed subject matter. Applicants submit that a search of the claimed apparatus and claimed method together would not place an undue burden on the Examiner. Reconsideration and withdrawal of the present restriction requirement is requested.

Examination of the application is requested. No fee is believed to be necessary in connection with this response. Should an extension of time, or any fee be required, the

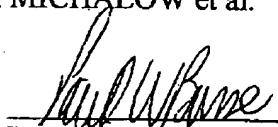
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Serial No. 09/679,833
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applicant requests that this action be undertaken and our Deposit Account No. 06-0029 be charged for the fee.

Respectfully Submitted,

ALEX MICHALOW et al.

Dated: October 17, 2003

By: 

Paul W. Busse, #32,403
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FACSIMILE TRANSMISSION TO THE PTO

The following papers are being transmitted to the Patent and Trademark Office by facsimile transmission:

1. Response To Restriction Requirement (2 pages)

If you do not receive all pages, please contact us at (612) 766.7000 or (612) 766-1600 (fax).

No fee is believed to be necessary. Should any fee be required, the Commissioner is authorized to charge our Deposit Account No. 06-0029 and notify us of the same.

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SERVICE. THANK YOU.

Respectfully Submitted,

ALEX MICHALOW et al.

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